

Order

Michigan Supreme Court
Lansing, Michigan

September 11, 2015

Robert P. Young, Jr.,
Chief Justice

151269 & (21)

Stephen J. Markman

Mary Beth Kelly

Brian K. Zahra

Bridget M. McCormack

David F. Viviano

Richard H. Bernstein,
Justices

ALBION COLLEGE,
Plaintiff-Appellee,

v

SC: 151269

COA: 322917

Calhoun CC: 2013-003308-CZ

STOCKADE BUILDINGS, INC.,
Defendant-Appellant,

and

R.W. MERCER, CO.,
Defendant.

On order of the Court, the motion for immediate consideration is GRANTED. The application for leave to appeal the February 9, 2015 order of the Court of Appeals is considered and, pursuant to MCR 7.305(H)(1), in lieu of granting leave to appeal, we REMAND this case to the Court of Appeals for consideration as on leave granted. We further ORDER that trial court proceedings are stayed pending the completion of this appeal. On motion of a party or on its own motion, the Court of Appeals may modify, set aside, or place conditions on the stay if it appears that the appeal is not being vigorously prosecuted or if other appropriate grounds appear.


We do not retain jurisdiction.



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I, Larry S. Royster, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

September 11, 2015


Clerk